

Docket No.: 050212-0553

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Toshio MIZUE

Confirmation Number: 7355

Application No.: 10/717,908

Group Art Unit: 2851

Filed: November 21, 2003

Examiner: E. Kim

For: OPTICAL MODULE

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Restriction Requirement Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In the Office Action dated June 14, 2005, the Examiner imposed a Restriction Requirement pursuant to 35 U.S.C. §121, requiring election of one of the following Species:

Species I:

The embodiment illustrated in Fig. 1;

Species II:

The embodiment illustrated in Fig. 7;

Species III:

The embodiment illustrated in Fig. 8; or

Species IV:

The embodiments illustrated in Fig. 9.

In response Applicant elects to prosecute Species I- the embodiment illustrated in Fig. 1.

Applicant further lists claims 1 through 6 as readable on the elected Species I. Favorable consideration of claims 1 through 6 is solicited.

10/717,908

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Arthur J. Steiner \text{`\text{`\text{Negistration No. 26,106}}

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 AJS:ntb

Facsimile: 202.756.8087 **Date: July 11, 2005**

Please recognize our Customer No. 20277 as our correspondence address.